

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 16, 2004, WITH THE FOLLOWING MEMBERS PRESENT: MARY C. WALKER, PRESIDENT AND ROBERT L. PROUD, VICE PRESIDENT. LET THE RECORD SHOW THAT COMMISSIONER CROSWELL WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 11:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO THE FLAG.**

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...  
ADOPTION AWARENESS MONTH...04-1108-007...ADOPTED**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating November, 2004, to be "Adoption Awareness Month" in Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**LET THE RECORD SHOW:** The Board presented Adoption Advocate Awards to Mark and Denise Stremple, and WAKW Radio acknowledging their services to the Department of Job & Family Services Adoption Program. (DC# 04-1108-007)

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 191-  
04/PAYMENT OF BILLS...ADOPTED**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **191-04** resolving to sign all Recap Sheets covering all bills presented this date and authorizing payment of same except as noted.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RENEWAL OF CONTRACT  
WITH CLERMONT SENIOR SERVICES, INC. FOR SERVICES OR  
FACILITIES TO BE PROVIDED TO THE SENIOR CITIZENS OF  
CLERMONT COUNTY FOR CALENDAR YEAR 2005 IN  
CONJUNCTION WITH THE 1.1 MILL TAX LEVIED UPON REAL  
PROPERTY OF THE COUNTY OF CLERMONT, OHIO, RELATIVE  
THERE TO...01-0514-001...APPROVED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to exercise the option for the third

year renewal to the Contract by and between the County of Clermont, Ohio, and Clermont Senior Services, Inc., 2085-A Front Wheel Drive, Batavia, Ohio 45103, dated December 19, 2001 for the provision of services or facilities to be provided to the senior citizens of Clermont County as those persons are defined in the "Older Americans' Act of 1965" 42 U.S.C., Sections 3001, et. seq., for Calendar Year **2005**, in conjunction with the 1.1 mill tax levied upon real property of the County of Clermont, Ohio, the 2005 program and budget dated October 27, 2004, and the terms and conditions set forth in the original contract and contingent upon the adoption of the Annual Appropriations for Fiscal Year 2005 and the issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...OHIO DEPARTMENT OF DEVELOPMENT SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM...GRANT AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF DEVELOPMENT, RELATIVE TO THE FISCAL YEAR 2004 COMMUNITY DEVELOPMENT BLOCK GRANT FORMULA ALLOCATION PROGRAM...04-0525-001...EXECUTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ray Sebastian, Chief Building Official, Department of Community Planning and Development, with the concurrence of David L. Spinney, County Administrator, to execute a Grant Agreement by and between the County of Clermont, Ohio, and the State of Ohio, Department of Development, 77 South High Street, P.O. Box 1001, Columbus, Ohio 43216-1001, for the provision of funding relative to the Fiscal Year 2004 Ohio Department of Development Small Cities Community Development Block Grant (CDBG) Formula Allocation Program for the County of Clermont, Ohio, in the amount of \$808,000.00, including all understandings and assurances relative thereto, for the grant period beginning 09/01/04 through 02/28/06, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: ADAMS-CLERMONT SOLID WASTE DISTRICT...COMMUNITY RECYCLING AND LITTER PREVENTION GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES/ DIVISION OF RECYCLING AND LITTER PREVENTION RELATIVE TO THE IMPLEMENTATION OF A LOCAL RECYCLING AND LITTER PREVENTION PROGRAM FOR THE COUNTY OF CLERMONT, OHIO FOR FISCAL YEAR 2005...04-0721-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Paul Braasch, Director, Adams-Clermont Solid Waste District, with the concurrence of David L. Spinney, County Administrator, to execute the 2005 Grant Agreement by and between the County of Clermont, Ohio, and the Ohio Department of Natural Resources/Division of Recycling and Litter Prevention, 2045 Morse Road, Building F-2, Columbus, Ohio 43229-6693, for a Community Recycling and Litter Prevention Grant in the amount of \$84,900.00, with a required local match of \$17,982.00 from the Solid Waste

Management Fund, relative to the implementation of a local recycling and litter prevention program for the County of Clermont, Ohio, for Fiscal Year 2005, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: OFFICE OF PUBLIC INFORMATION...RECOMMENDATION TO  
ADOPT A REVISED TABLE OF ORGANIZATION FOR THE OFFICE  
OF PUBLIC INFORMATION...04-1112-006...ADOPTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Kathy Lehr, Communications Director, Office of Public Information, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to adopt a revised Table of Organization for the Office of Public Information to reflect the change in the appointment type of the Telecommunications Specialist from Part-Time Permanent to Full-Time Permanent as outlined in Exhibit A, attached thereto and made a part thereof, effective 11/16/04.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...ACCEPTANCE OF THE  
CONTRACT WITH PAUL RACK EXCAVATING & PAVING COMPANY  
FOR PROJECT NUMBER 621-0700 RELATIVE TO THE GAYNOR, FAY  
AND HUNTLEY WATER MAIN EXTENSION PROJECT LOCATED IN  
GOSHEN TOWNSHIP AS COMPLETE AND EXECUTION OF  
SUBSTANTIAL AND FINAL COMPLETIONS AND APPROVAL OF  
ESTIMATE FOR PARTIAL PAYMENT NUMBER 5, FINAL, FOR THE  
RELEASE OF RETAINAGE AND PROGRESS PAYMENT RELATIVE  
THERE TO...03-0331-003...RATIFIED**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Controller, Office of Management and Budget, with the concurrence of Lyle G. Bloom, Sanitary Engineer, Clermont County Sewer District, to accept the Contract by and between the County of Clermont, Ohio, and Paul Rack Excavating & Paving Company, 5115 North Bend Road, Cincinnati, Ohio 45211, for Project Number 621-0700, relative to the Gaynor, Fay, and Huntley Water Main Extension Project, located in Goshen Township, as complete as of 06/30/04; to execute the Substantial and Final Completions therefore, to approve the Estimate for Partial Payment Number 5, Final, which represents a progress payment in the amount of \$27,065.42, and release of retainage in the principal amount of \$24,902.68, plus accrued interest earned thereon relative thereto, and further to authorize the County Auditor to issue payment for same upon Board approval.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND/OR SANITARY SEWER MAIN EXTENSIONS FOR THE FOLLOWING SUBDIVISIONS LOCATED WITHIN PIERCE AND BATAVIA TOWNSHIPS...EXECUTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and/or Sanitary Sewer Main Extensions to serve the following subdivisions located within Pierce and Batavia Townships:

| Subdivision   | Township | Water      | Sewer      |
|---|----------|------------|------------|
| Stonehaven at Legendary Run*<br>DC# 04-1112-001<br><br>*With Pierce Township Trustees as principal  | Pierce   | \$2,700.00 | \$9,400.00 |
| Marion’s Way*<br>DC# 04-1112-002<br><br>*Secured by Irrevocable Standby Letters of Credit Numbers 60-201689-7A and 60-201689-7B issued by the Union Savings Bank, 8534 East Kemper Road, Cincinnati, Ohio 45249.                | Pierce   | \$1,000.00 | \$1,000.00 |
| Little Creek II*<br>Phase 1<br>DC# 04-1112-003<br><br>*Secured by Certified Check Number 3996 issued by Paul Grammas, Paul Grammas Family LP, 634 East Ohio Pike, Suite H, Cincinnati, Ohio 45245, in the amount of \$3,920.00. | Batavia  | \$1,700.00 | \$2,220.00 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...GRANTS OF WATER/SEWER EASEMENTS WITH RIGHTS OF RE-ENTRY FOR REPAIR AND REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR VARIOUS PROJECTS LOCATED IN UNION AND MIAMI TOWNSHIPS...RATIFIED**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Carole S. Schulze, Negotiator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the following Grants of Water/Sewer Easements with Rights of Re-Entry for Repair and Replacement heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, replacing and removing or reinstalling water/sewer utility lines, pumping

equipment and all incidental appurtenances required for the transportation of water/sewage in, on, under, and across the properties of the Grantors for the following Projects located within Union and Miami Townships, and to authorize execution of replats for same, and further to authorize the County Auditor to remit payment in the amounts outlined below and as indicated on the settlement sheets attached thereto as compensation for the Permanent Easements and rights-of-ways granted thereby and repairs relative thereto, as outlined below:

| Project  | Grantor   | Parcel Number                                     | Compensation                          |
|--|---|---|---------------------------------------|
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2243</b><br>DC# 04-1108-002 | Michael G. and Dianne E. Coorey<br>515 Kaldy Street<br>Cincinnati, Ohio 45244   | 41-42-02.-004                                     | Perm \$1,361.00<br>Repairs \$1,139.00 |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2243</b><br>DC# 04-1108-002 | Daniel E. Pilarczyk, Archbishop of Cincinnati, as Trustee for the Congregation of St. Veronica Roman Catholic Church, Mt. Carmel, Clermont County, Ohio<br>4473 Mt. Carmel-Tobasco Road<br>Cincinnati, Ohio 45244 | 41-42-02.-005C<br>41-42-02.-005A<br>41-42-02.-006 | Perm \$1,488.00<br>Repairs \$200.00   |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2243</b><br>DC# 04-1108-002 | Cynthia A. Raver<br>521 Kaldy Street<br>Cincinnati, Ohio 45244  | 41-42-02.-005B                                    | Perm \$1,188.00                       |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2244</b><br>DC# 04-1108-002 | Wayne A. Clark<br>4119 Mt. Carmel-Tobasco Road<br>Cincinnati, Ohio 45255  | 41-32-14E-003                                     | Perm \$510.00                         |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2244</b><br>DC# 04-1108-002 | William J. Gregory<br>4115 Mt. Carmel-Tobasco Road<br>Cincinnati, Ohio 45255  | 41-32-14E-004                                     | Perm \$783.00<br>Repairs \$4,600.00   |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2244</b><br>DC# 04-1108-002 | Jerry L. and Georgianne Knight<br>4127 Mt. Carmel-Tobasco Road<br>Cincinnati, Ohio 45255  | 41-32-14E-001                                     | Perm \$510.00                         |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2244</b><br>DC# 04-1108-002 | Michael W. and Cynthia Johnson<br>4123 Mt. Carmel-Tobasco Road<br>Cincinnati, Ohio 45255  | 41-32-14E-002                                     | Perm \$510.00<br>Repairs \$700.00     |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br><b>Replat # 629-2244</b><br>DC# 04-1108-002 | Mark A. Pence<br>4276 Wuebold Lane<br>Cincinnati, Ohio 45245  | 41-32-14E-005                                     | Perm \$783.00                         |
| Mt. Carmel-Tobasco Road<br>12” Waterline Replacement Project<br>Project Number 621-0880<br>Union Township<br>DC# 04-1108-002                             | Mark A. Pence<br>4276 Wuebold Lane<br>Cincinnati, Ohio 45245  | 41-32-14C-075<br>41-32-14C-278                    | Perm \$2,997.00                       |
| Mueller Meadows Sanitary Sewer Connection Project<br>Project Number 651-0855<br>Miami Township   | Robert C. and Debra L. Yoxthimer, Trustees, or their successors in trust, under the Yoxthimer Family Living Trust dated September 14,   | 17-25-17B-170                                     | Perm \$4,698.00<br>Repairs \$1,500.00 |

|   |   |                                |                                     |
|---|---|--------------------------------|-------------------------------------|
| DC# 04-1112-005   | 1998<br>6673 Paxton-Guinea Road<br>Loveland, Ohio 45140                                 |                                |                                     |
| Mueller Meadows Sanitary Sewer Connection Project<br>Project Number 651-0855<br>Miami Township<br>DC# 04-1112-005 | Douglas G. and Valerie Alt<br>6681 Paxton-Guinea Road<br>Loveland, Ohio 45140           | 17-25-17B-171<br>17-25-17B-172 | Perm \$3,204.00                     |
| Mueller Meadows Sanitary Sewer Connection Project<br>Project Number 651-0855<br>Miami Township<br>DC# 04-1112-005 | Frank J. Werk, III and Alice M. Werk<br>1008 Paxton-Guinea Road<br>Loveland, Ohio 45140 | 17-25-17B-173                  | Perm \$6,210.00<br>Repairs \$500.00 |

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: COUNTY ENGINEER...RESOLUTION NUMBERS 192-04 AND 193-04/RESOLUTIONS REQUESTING TO REDUCE THE SPEED LIMIT ON VARIOUS COUNTY ROADS LOCATED IN UNION TOWNSHIP...ADOPTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Numbers **192-04** and **193-04** resolving to request the State of Ohio/Director of Transportation to reduce the speed limit on the following County Roads located in Union Township as outlined below:

| Road   | Current Speed    | Beginning/Ending   | Length/Mileage               |
|--|------------------|--|------------------------------|
| Eastgate South Drive (C-384)<br>Union Township<br>Resolution Number <b>192-04</b><br>DC# 04-1108-008 | Un-posted 55 mph | Beginning at Eastgate Boulevard and ending at Gleneste Withamsville Road   | 1.067 miles or 5,633.76 feet |
| Clepper Lane (C-389)<br>Union Township<br>Resolution Number <b>193-04</b><br>DC# 04-1108-009         | Un-posted 55 mph | Beginning at Eastgate South Drive and ending at Gleneste Withamsville Road | 0.64 miles or 3,379.2 feet   |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: COUNTY ENGINEER... BATAVIA LAKES SUBDIVISION/PHASE 2/ LOCATED WITHIN BATAVIA TOWNSHIP...ACCEPTANCE OF AMENDMENTS NUMBER 1 TO LETTERS OF CREDIT EXTENDING EXPIRATION DATE FOR SAME...00-1108-001...ACCEPTED**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept Amendments Number 1 to Letter of Credit Numbers OSB.002190 and OSB.002191 issued by The Huntington National Bank, International Operations, 7 Easton Oval, Columbus, Ohio 43219, for Batavia Lakes Subdivision, Phase 2,

located within Batavia Township, which extends the expiration date from 10/30/04 to 10/30/05 for both the Combined Performance-Maintenance Bond and the Performance Bond for Sidewalks as surety for same.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: COUNTY ENGINEER...REQUEST TO EXTEND THE COMPLETION DATE FOR THE TEMPORARY DETOUR TO THROUGH TRAFFIC ON BEECHWOOD ROAD AND ROUND BOTTOM ROAD IN UNION TOWNSHIP...04-1007-002...APPROVED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to extend the completion date for the temporary detour, previously approved by the Board on 10/13/04, to through traffic on Beechwood Road and Round Bottom Road in Union Township from Monday, 10/18/04, through Friday, 11/19/04, to Monday, 10/18/04, through **Friday, 12/17/04**, for intersection improvements, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...AWARD OF BID FOR PROJECT NUMBER 416-1029 RELATIVE TO THE AUTO TITLE/DEPUTY REGISTRAR/DRIVERS LICENSE EXAMINATION PROJECT LOCATED WITHIN THE VILLAGE OF BATAVIA AND EXECUTION OF CONTRACT RELATIVE THERETO...04-1015-008...RATIFIED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to award the bid for Project Number 416-1029 relative to the Auto Title/Deputy Registrar/Drivers License Examination Project, located within the Village of Batavia, pursuant to the plans and specifications therefore, to Whalen Inc., 601 Brooklyn Avenue, Suite A, Milford, Ohio 45150, for their bid received on 11/04/04, therefore in the amount of \$104,000.00, and to execute the Contract relative thereto, pursuant to the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF REPRESENTATIVE TO SERVE ON THE OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS BOARD OF TRUSTEES**

FOR CALENDAR YEAR 2005...04-1108-006...APPOINTED

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Re-appointment of Mary C. Walker, County Commissioner, to represent Clermont County, Ohio, on the Ohio-Kentucky-Indiana Regional Council of Governments Board of Trustees for Calendar Year 2005, and further resolve to authorize reimbursement of expenses in concert therewith for attendance at Annual, Regular, Special, and/or Emergency Meetings not to exceed \$50.00 per meeting.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 194-04/RESOLUTION ENDORSING AND SUPPORTING THE PASSAGE OF HB570, INTRODUCED BY STATE REPRESENTATIVE TOM NIEHAUS ON 11/02/04, TO DESIGNATE THE ROAD KNOWN AS STATE ROUTE 756, RUNNING IN AN EASTERLY AND WESTERLY DIRECTION WITHIN BROWN AND CLERMONT COUNTIES ONLY, AS THE “OHIO ARMY NATIONAL GUARD 216<sup>TH</sup> ENGINEERING BATTALION MEMORIAL HIGHWAY”...04-1116-002...ADOPTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Request of the Board of Washington Township Trustees, to adopt Resolution Number 194-04 to endorse and support the passage of HB570, introduced by State Representative Tom Niehaus on 11/02/04, to designate the road known as State Route 756, running in an easterly and westerly direction within Brown and Clermont Counties only, as the “Ohio Army National Guard 216<sup>th</sup> Engineering Battalion Memorial Highway” and further, to direct the Clerk of the Board to certify a copy of this Resolution to State Representative Tom Niehaus, State Representative Jean Schmidt, State Senator Doug White, and the Board of Washington Township Trustees.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: CLERMONT COUNTY JUVENILE COURT...MAINTENANCE AGREEMENT FOR THE PROVISION OF MAINTENANCE ON OFFICE EQUIPMENT...04-1108-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Request from the following department to execute a Maintenance Agreement with ABS Business Products, Inc. for the provision of maintenance on the following equipment at the rate and the term outlined below, pursuant to the terms and conditions set forth therein:

| Department                        | Vendor  | Equipment/Model #/<br>Serial Number(s)                 | Rate                                  | Term                            |
|-----------------------------------|---|--|---------------------------------------|---------------------------------|
| Clermont County<br>Juvenile Court | ABS Business Products,<br>Inc.<br>10855 Medallion Drive | Toshiba E-Studio 350<br>Copier System<br>S/N:CPH426324 | \$0.01 per copy<br>with no<br>minimum | 10/05/04<br>through<br>10/05/05 |



|  |                        |   |  |  |
|--|------------------------|---|--|--|
|  | Cincinnati, Ohio 45241 | EF448477<br>CUH422147<br>CGH423743<br>CHD416479 |  |  |
|--|------------------------|---|--|--|

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**IN RE: CLERK OF COURTS...DISPOSITION OF DECLARATION OF SURPLUS  
IN THE CERTIFICATE OF TITLE ADMINISTRATION FUND...04-1112-  
007...APPROVED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, that the Board of County Commissioners resolve to concur with the declaration of David R. Caudill, Clermont County Common Pleas Clerk of Courts, pursuant to his letter to the Board of County Commissioners dated 10/27/04, attached thereto and made a part thereof, that there exists a surplus in the Certificate of Title Administration Fund in the amount of \$50,000.00 pursuant to Section 325.33 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY  
ACTIONS FOR FISCAL YEAR 2004...APPROVED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2004 (Resolution Number 226-03) and/or interfund transactions as outlined in the following table(s) and authorize Linda Fraley, County Auditor, to properly record same:

**TRANSFER OF FUNDS:**

|              |  |
|--------------|--|
| \$ 5,000.00  | From General Fund 100-1013-5112 to 100-1013-5121 (Facilities Management Regular Salary to Overtime)  |
| \$ 4,000.00  | From General Fund 100-1017-5112 to 100-1017-5121 (Records Retention Regular Salary to Overtime)  |
| \$ 33,800.00 | From General Fund 100-1018-7139 to 100-2140-5300 (L&E Grants/Transfers/Advances Contingencies to Juvenile Court Purchased Services)                    |
| \$ 11,300.00 | From General Fund 100-1018-7139 to 100-4300-5700 (L&E Grants/Transfers/Advances Contingencies to Public Safety Fleet Maintenance Materials & Supplies) |
| \$ 7,931.00  | From General Fund 100-2160-5118 to 100-2160-5112 (Clerk of Common Pleas Courts Temporary to Regular Salary)  |
| \$ 580.00    | From General Fund 100-2160-5121 to 100-2160-5112 (Clerk of Common Pleas Courts Overtime to Regular Salary)   |

|              |  |
|--------------|--|
| \$ 3,000.00  | From General Fund 100-2160-5200 to 100-2160-5300 (Clerk of Common Pleas Courts Fringe Benefits to Purchased Services)  |
| \$ 5,000.00  | From General Fund 100-6220-6100 to 100-6220-6600 (Veterans Service Commission Maintenance & Repair to Capital Outlay)  |
| \$ 2,498.00  | From Advocate Project Fund 219-2040-5300 to 219-2040-7000 (Purchased Services to Reimb/Transfers/Adv Budget)   |
| \$ 1,425.00  | From Advocate Project Fund 219-2040-5700 to 219-2040-7000 (Materials & Supplies to Reimb/Transfers/Adv Budget)   |
| \$ 5,500.00  | From Certificate of Title Administration Fund 256-1160-5121 to 256-1160-5112 (Clerk of Courts – Certificate of Title Administration Overtime to Regular Salary)        |
| \$ 5,500.00  | From Certificate of Title Administration Fund 256-1160-5200 to 256-1160-5112 (Clerk of Courts – Certificate of Title Administration Fringe Benefits to Regular Salary) |
| \$ 4,000.00  | From Sewer Revenue Fund 602-8530-7000 to 602-8530-5300 (Administration Reimb/Transfers/Adv Budget to Purchased Services)   |
| \$ 50,000.00 | From Sewer Revenue Fund 602-8535-5700 to 602-8540-6300 (Sewer Collections Materials & Supplies to Sewer Treatment Utilities)   |
| \$ 40,000.00 | From Sewer Revenue Fund 602-8540-6100 to 602-8540-6300 (Sewer Treatment Maintenance & Repair to Sewer Treatment Utilities)   |
| \$ 60,000.00 | From Sewer Revenue Fund 602-8540-6600 to 602-8540-6300 (Sewer Treatment Capital Outlay to Sewer Treatment Utilities)   |
| \$ 10,000.00 | From Water & Sewer Combined Fund 603-8522-5300 to 603-8522-6300 (Regulatory Compliance Purchased Services to Utilities)  |
| \$ 5,000.00  | From Health Insurance Fund 810-8603-5112 to 810-8603-5300 (Insurance Administration Regular Salary to Purchased Services)  |

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2004:

|               |  |               |                            |
|---------------|--|---------------|----------------------------|
| \$ 20,000.00  | Children’s Trust Fund                    | 222-6040-5300 | Purchased Services         |
| \$ 6,567.00   | Soil & Water Conservation Fund           | 227-9800-5112 | Regular Salary             |
| \$ 246.00     | Soil & Water Conservation Fund           | 227-9800-5200 | Fringe Benefits            |
| \$ 500.00     | Soil & Water Conservation Fund           | 227-9800-6300 | Utilities                  |
| \$ 50,000.00  | Certificate of Title Administration Fund | 256-1160-7000 | Reimb/Transfers/Adv Budget |
| \$ 200,000.00 | Detention Fund                           | 401-1019-6600 | Capital Outlay             |

CASH TRANSFER OF FUNDS:

|              |  |
|--------------|--|
| \$ 50,000.00 | From Certificate of Title Administration Fund 256-1160-7210 to General Fund 100-0100-4821 (contingent upon approval of supplemental appropriation request submitted above) |
|--------------|--|

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;      Mrs. Walker, Yes;      Mr. Croswell, Absent.

**IN RE:            TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2004 and any and all amendments subsequent thereto:

**COMMON PLEAS COURT**

**Kathy Simpson:** One (1) day – Batavia, Ohio – National Court Reporters Association On-line Seminars - Total expenses not to exceed \$75.00.

**MUNICIPAL COURT ADULT PROBATION**

**Joe Ellison and Darren Miller:** Three (3) days – Columbus, Ohio – Ohio Community Corrections Organization (OCCO) Training Conference entitled “Reentry - More than Just Supervision” – Total expenses not to exceed \$992.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Absent.

**IN RE: PERSONNEL ACTION FORMS...**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to approve the following personnel actions:

**CLERMONT COUNTY SEWER DISTRICT**

**Gregory Sunnenberg:** PA #13493 - WSD Operations Technician – Change/End of Probation – Effective 11/22/2004.

**Carole S. Schulze:** PA #13492 – WSD Program Manager 2 - Change/End of Probation – Effective 11/08/2004.

**DEPARTMENT OF PUBLIC SAFETY SERVICES**

**Richard Pierce:** PA #13491 – Emergency Resource Technician - Change/End of Probation – Effective 10/31/2004.

**BUILDING INSPECTION DEPARTMENT**

**Debra A. Oberklaus:** PA #13495 – Permit Specialist 2 – Change/Temporary Work Level – Effective 10/11/2004.

**Christina A. Rolph:** PA #13496 – Permit Specialist 2 - Change/Temporary Work Level – Effective 10/11/2004.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**LET THE RECORD SHOW:** That a motion by Mr. Proud, seconded by Mrs. Walker, to approve the minutes of Regular Session of **11/16/04** carried with all members present voting.

**IN RE: ADJOURNMENT...**

Moved by Mrs. Walker, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Proud Yea; Mr. Croswell, Absent.

**BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO**

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**MARY C. WALKER, PRESIDENT**

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**ROBERT L. PROUD, VICE PRESIDENT**

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**R. SCOTT CROSWELL III, MEMBER**

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**JUDITH KOCICA, CLERK OF THE BOARD**

**11/16/04**  

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**DATE APPROVED**